## Docket No. 105916.163

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors:

Robert-Jan Enzerink et al.

Serial No. 09/461,829

Filed: December 15, 1999

Art Unit: 3738

Examiner: Brian Pellegrino

For: GRAFT MATERIAL CONVENIENCE PACKAGE

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## <u>PETITION TO REVIVE AN APPLICATION ABANDONED</u> <u>UNINTENTIONALLY UNDER 37 C.F.R. 1.137(b)</u>

Commissioner for Patents Washington, D.C. 20231 Sir:

Applicants respectfully request that the referenced application be revived. The above application became abandoned for failure to timely respond to the Advisory Action mailed on January 13, 2003 within the time period from the final Office Action mailed October 30, 2002. During the time period in which the response was due, Applicants' in-house patent counsel was terminated and a new search for counsel to handle all patent matters was undertaken. The undersigned was subsequently retained by the Applicants and, during an IP audit of Applicants' patent files, the fact that no response was timely filed was confirmed.

Applicants respectfully submit that the delay in filing the required reply from the due date for the reply until the filing of a grantable petition pursuant to 37 C.F.R. 1.137(b) was unintentional. Applicants enclose the necessary Response to the Office Action. Applicants respectfully request revival of the referenced application.

The Commissioner is hereby authorized to charge payment of the \$650.00 petition fee, under 37 C.F.R. 1.17(m), to Deposit Account No. 08-0219. The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 08-0219.

Respectfully Submitted,

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Registration No. 42,967

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OFFICE OF PETITIONS

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Date: 17 November 2003